



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/506,298	09/01/2004	Tsutomu Ohzuku	43888-325	3395
20277 7590 03/11/2009 MCDERMOTT WILL & EMERY LLP 600 13TH STREET, N.W. WASHINGTON, DC 20005-3096				
EXAMINER				
EICHELMAYER, ALIX ELIZABETH				
ART UNIT		PAPER NUMBER		
1795				
MAIL DATE		DELIVERY MODE		
03/11/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



## UNITED STATES DEPARTMENT OF COMMERCE

## U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10506298	9/1/2004	OHZUKU ET AL.	43888-325

MCDERMOTT WILL & EMERY LLP  
600 13TH STREET, N.W.  
WASHINGTON, DC 20005-3096

## EXAMINER

Alix Elizabeth Echelmeyer

ART UNIT	PAPER
----------	-------

1795

20090219

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

## Commissioner for Patents

The IDS filed February 6, 2009 has been considered by the examiner.

The IDS filed February 10, 2009 has been reviewed by the examiner. The references pointed out by the Applicant were not considered because the IDS fails to comply with 37 CFR 1.98(a)(3) because it does not include a concise explanation of the relevance, as it is presently understood by the individual designated in 37 CFR 1.56(c) most knowledgeable about the content of the information, of each patent listed that is not in the English language. Specifically, the KR 2000-0017519 reference does not have a concise explanation. The US reference does not qualify because it does not even claim priority to the KR document, let alone provide a concise explanation of the KR document.

Additionally, the Rossen et al. reference is not found in the application file as it stands on February 19, 2009.

The IDS filed July 16, 2007 is included with the above mentioned references lined-through.

/PATRICK RYAN/  
Supervisory Patent Examiner, Art Unit 1795